

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

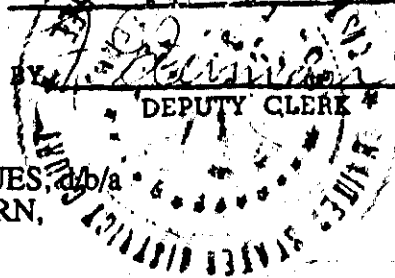
JOSEPH DEWANE and  
CELESTE LACHAPELLE,

Plaintiffs.

VS.

JUDITH MCGINTY, Individually,  
and d/b/a DEAN FARMS ANTIQUES, d/b/a  
DEAN FARMS, and ALICE HEARN,  
Defendants.

CERTIFIED TRUE COPY  
ROBERT R. DITOLIO  
U.S. DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE



DEPUTY CLERK

No. 96 3130  
JURY DEMANDED

**ORDER OF PRE-JUDGMENT ATTACHMENT AND INJUNCTION**

This matter came on to be heard upon written Motion of the Plaintiffs for attachment pursuant to Rule 64 of the Federal Rules of Civil Procedure or, alternatively, for injunction pursuant to Rule 65 of the Federal Rules of Civil Procedure.

1. The Court finds that the Motions of the Plaintiffs are well taken in that there has been an adequate showing that a fraud has been perpetrated by the Defendants upon the Plaintiffs in this cause, and that there is a likelihood of irreparable harm in the event that the Court fails to take appropriate action.

2. Therefore, the Court orders that a pre-judgment attachment issue upon the real estate municipally known and numbered as 6451 Dean Road, Lake Cormorant, Mississippi and described as:

40 acres in the Northeast Quarter of Section 36, Township 2 South, Range 9 West, described as BEGINNING at an iron pin, said point being the southeast corner of the Northeast Quarter of Section 36, run thence north 0 degrees 02 minutes 20 seconds east along an existing fence line a distance of 1,098.44 feet to a point; thence continuing along said fence north 0 degrees 47 minutes 02 seconds east a distance of 227.33 feet to a point; thence run north 89 degrees 10 minutes 50 seconds west a distance of 1,320.0 feet to a point; thence run south 0 degrees 09 minutes 50 seconds west a distance of 1,312.27 feet to a point on an existing fence line; thence run south 89 degrees 07 minutes 28 seconds east along said existing fence line a distance of 474.15 feet to a point; thence run north 82

degrees 53 minutes 40 seconds east along said fence line a distance of 50.00 feet to an iron pin to the point of beginning, containing 40.0 acres. LESS AND ACCEPT all oil, gas, and mineral rights reserved by the deed in Book 40, Page 526, in the office of the Chancery Clerk of DeSoto County, Mississippi.

3. Additionally, the Court issues an injunction enjoining the Defendants from disposing of, alienating, transferring, destroying, taking any action or failing to take any action which will reduce the value of Deans Farms, or any personal property contained within the boundaries of the property known as Dean Farms, and likewise the Court orders the parties to pay into the Clerk of the Court any and all sums now in their possessions, or which they hereafter acquire from the sale of the property known as Dean Farms, or any personal property contained within Dean Farms, said sums to bear interest while being held in the registry of the Court.

4. Bond is set in this cause in the amount of \$10,000.00 dollars.

IT IS SO ORDERED, ADJUDGED AND DECREED.

STATE MS.-DESOTO CO.  
FILED

Nov 7 2 33 PM '96

JUDGE

Dated: November 6, 1996

BK 868 PG 158  
W.E. DAVIS CH. CLK.

### CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been mailed to William M. Monroe, Attorney for Plaintiffs, 700 Colonial Road, Suite 102, Memphis, TN, 38117, and Judith McGinty and Alice Hearn, Defendants, 6451 Dean Road, Lake Cormorant, MS, 38641 this the \_\_\_\_\_ day of \_\_\_\_\_, 1996.

WM Monroe